

ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature – Second Regular Session

MINUTES RECEIVED
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3-18-16

COMMITTEE ON AGRICULTURE, WATER AND LANDS

Report of Regular Meeting
Thursday, March 17, 2016
House Hearing Room 3 -- 10:00 a.m.

Convened 10:14 a.m.
Recessed 11:40 a.m.
Reconvened 11:51 a.m.
Adjourned 1:01 p.m.

Members Present

Mrs. Benally
Mrs. Cobb
Ms. Fann
Mrs. Gabaldón
Mr. Montenegro
Ms. Otondo
Mr. Shope
Mr. Mitchell,, Vice-Chairman
Mrs. Barton, Chairman

Members Absent

Mr. Pratt

Agenda

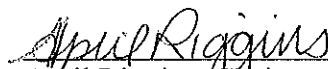
Original Agenda – Attachment 1

Request to Speak

Report – Attachment 2

Committee Action

<u>Bill</u>	<u>Action</u>	<u>Vote</u>	<u>Attachments (Summaries, Amendments, Roll Call, Attendance)</u>
SB1248	DPA S/E	6-3-0-1	3, 4, 5, 6, 7, 8, 9
SB1361	DP	7-1-0-2	10, 11
SB1372	DP	8-0-0-2	12, 13, 14, 15, 16
SB1398	DPA	8-0-0-2	17, 18, 19
SB1400	DP	5-3-0-2	20, 21
SB1432	DPA S/E	7-1-0-2	22, 23, 24
	Committee Attendance		25



April Riggins, Chairman Assistant
March 18, 2016

(Original attachments on file in the Office of the Chief Clerk; video archives available at <http://www.azleg.gov>)

REVISED - 03/15/16

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ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

REGULAR MEETING AGENDA

*convened: 10:14 a.m.
recessed: 11:40 a.m.
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adjourned: 1:01 p.m.*

COMMITTEE ON AGRICULTURE, WATER AND LANDS

DATE Thursday, March 17, 2016

ROOM HHR 3

TIME 10:00 A.M. (NOTE TIME
CHANGE)
9:00 A.M.

Members:

Mrs. Benally
Mrs. Cobb
Ms. Fann
Mrs. Gabaldón

Mr. Montenegro
Ms. Otondo
Mr. Pratt

Mr. Shope
Mr. Mitchell, Vice-Chairman
Mrs. Barton, Chairman

Bills	Short Title	Strike Everything Title
SB1361	<u>DP</u> G&F; heritage fund; expenditures (Griffin, Cardenas, Pratt, et al)	
	<u>7-1-0-2</u> AWL, RULES	
SB1372	<u>DP</u> water resources; salt cedar appropriation (Pancrazi, Fernandez, Otondo, et al)	
	<u>8-0-0-2</u> AWL, APPROP, RULES	
SB1398	<u>DPA</u> fuel taxes; streets and highways (Griffin)	
	<u>8-0-0-2</u> AWL, RULES	
SB1400	<u>DP</u> water banking authority; report(now: county water supply provision; renewal) (Griffin)	
	<u>5-3-0-2</u> AWL, RULES	

Bills**Short Title****Strike Everything Title**

SB1432

DPAS/Eprivate property; acquisition; United States(now:
temporary conservation easement; taxation)**S/E: conservation easements; tax classification;
registry**7-1-0-2

(Griffin)

AWL, RULES

ADDENDUM #1 - 03/15/16

SB1248

DPAS/E

body of water; aggregate mining

S/E: pet store operators; dealers; regulations

(Shooter)

6-3-0-1

AWL, RULES

ORDER OF BILLS TO BE SET BY THE CHAIRMAN

adr

3/10/16

3/15/16

People with disabilities may request reasonable accommodations such as interpreters, alternative formats, or assistance with physical accessibility. If you require accommodations, please contact the Chief Clerk's Office at (602) 926-3032, TDD (602) 926-3241.

Information Registered on the Request to Speak System

House Agriculture, Water and Lands (3/17/2016)

SB1361, G&F; heritage fund; expenditures

Testified in support:

Kurt Davis, Arizona Game And Fish Commission; Jorge Canaca, AZ GAME AND FISH DEPT

Testified as opposed:

DONALD BEGALKE, representing self; Sandy Bahr, Sierra Club - Grand Canyon Chapter

Support:

James Mann, FRATERNAL ORDER OF POLICE (AZ STATE LODGE); Don Isaacson, FRATERNAL ORDER OF POLICE (AZ STATE LODGE); Garrick Taylor, Arizona Chamber Of Commerce And Industry; David Fernandez, AZ GAME AND FISH DEPT; Jim deVos, representing self; Chris Mitchell, representing self; Jim Unmacht, representing self; Patrick Bray, Arizona Cattlemen's Association; Steve Clark, representing self; Pat Madden, representing self; Steve Sams, representing self; Pete Koloszar, representing self

Oppose:

Dale Domzalski, representing self; Patricia Cady, representing self; Kenneth Bierman, representing self; Lani Lott, representing self; Alisa McMahon, representing self; Michael Fflis, representing self; Peter Bengtson, representing self; Gary Beverly, representing self; Thomas Hulen, representing self; Janice Miano, representing self; Kathleen A Roediger, representing self; James McPherson, representing self; Dale Wiebusch, Legislative Associate, LEAGUE OF ARIZONA CITIES & TOWNS

All Comments:

Patricia Cady, Self: These dollars come from AZ Lottery and were specifically allocated in the Heritage Fund initiative, partly because people were concerned about them not going for the intended purposes. They are the only state-specific habitat dollars we have. OPPOSE!; Lani Lott, Self: On behalf of the Arizona Heritage Alliance we oppose SB1361.; Peter Bengtson, Self: Arizona Game and Fish NEEDS all the habitat acquisitions dollars in the heritage fund. The dollars were specifically for acquisition. Don't change it.; Gary Beverly, Self: OPPOSE. Do not divert Heritage funds from acquisitions to other uses.; Thomas Hulen, Self: The voters intention when we voted to make the Heritage Fund program law was to use this money to buy habitat and pay for old buildings.; DONALD BEGALKE, Self: PLEASE, READ COMMENT TO THE COMMITTEE: HERITAGE FUNDS ARE FOR G&F'S PROGRAMS. SB1361 IS WRONG-HEADED, TAKING HERITAGE DOLLARS FROM G&F FOR NON-HERITAGE OPERATIONS. PLEASE, VOTE NO ON SB1361! THANK YOU!; Janice Miano, Self: No no no; Kathleen A Roediger, Self: This bill does not represent the recommendations of the working group that researched funding and expenditures, and it is ambiguous. only 5% was recommended for operations, period. There are other funding sources for operations. Oppose.; Jim deVos, Self: The Game and Fish Commission supports SB1361!; Chris Mitchell, Self: The Yuma Valley Rod and Gun Club supports SB1361!; Jim Unmacht, Self: Arizona Sportsmen for Wildlife Conservation and 22 member organizations across the state support SB1361!; James McPherson, Self: As a board member of the Arizona Heritage Alliance, I support the position of our board as outlined by our president, Beth Woodin, who will be testifying before you today. Thank you for your consideration.

SB1372, water resources; salt cedar appropriation

Testified in support:

George Diaz, Principal, BUCKEYE, TOWN OF; George Díaz, Principal, BUCKEYE, TOWN OF

Support:

Rob Bohr, GOODYEAR, CITY OF; Chris Udall, AGRIBUSINESS & WATER COUNCIL OF ARIZONA, INC.

SB1398, fuel taxes; streets and highways

Support:

Steve Trussell, AZ ROCK PRODUCTS ASSN; Garrick Taylor, Arizona Chamber Of Commerce And Industry; Eric Emmert, East Valley Chambers Of Commerce Alliance

Neutral:

Corey Spofford, representing self

Oppose:

Dan Bogert, COUNTY SUPERVISORS ASSN OF AZ

All Comments:

Dan Bogert, COUNTY SUPERVISORS ASSN OF AZ: Opposed to the current language bu we are working with the sponsor on some possible changes to the reporting requirement.

SB1400, water banking authority; report (NOW: county water supply provision; renewal)

Testified as opposed:

DONALD BEGALKE, representing self; Barry Aarons, Arizona Municipal Water Users Assn; Sandy Bahr, Sierra Club - Grand Canyon Chapter

Oppose:

Dale Domzalski, representing self; Patricia Cady, representing self; Kenneth Bierman, representing self; Thomas Krepitch, representing self; Alisa McMahon, representing self; Michael Fiflis, representing self; Gary Beverly, representing self; Peter Bengtson, representing self; Elna Otter, representing self; Paul Getty, representing self; Matt Clark, representing self

All Comments:

Gary Beverly, Self: OPPOSE. Water management is based on watershed boundaries, not on political borders. DO NOT WEAKEN WATER LAW!; Peter Bengtson, Self: This is a bad bill. It creates loopholes for special interests to avoid complying with important requirements for water adequacy. It risks our aquifers, streams, rivers and springs.; Elna Otter, Self: This would appear to be a bill about 2 developments in Cochise County. What to do if you don't have enough water? Apparently, you pass this bill and hope that you're gone by the time that citizens and the environment pay the price.; Paul Getty, Self: This bill takes Arizona further away from sustainable water policy,

down the road to destroying rivers across the state, and gambling our water security for a quick profit now.; DONALD BEGALKE, Self: PLEASE, READ COMMENT TO THE COMMITTEE: SB1400 DOES NOT UPHOLD SIGNIFICANT WATER SECURITY ISSUES NEEDED FOR ARIZONA'S LOCAL AREAS. VOTE NO ON SB1400! THANK YOU!; Matt Clark, Self: SB1400 undermines the 1980 Groundwater Management Act, which ensures new developments have adequate water supplies. SB1400 would enable special interests to avoid complying with water adequacy requirements - putting water supplies and rivers at risk.

SB1432, private property; acquisition; United States (NOW: temporary conservation easement; taxation)

Testified as neutral:

Michael Combrink, Maricopa County Assessor's Office

Oppose:

Alisa McMahon, representing self; Michael Fiflis, representing self; Peter Bengtson, representing self

All Comments:

Peter Bengtson, Self: All Conservation easements need to be premanent. Temporary easements are no good.

SB1248, body of water; aggregate mining

Testified in support:

Farrell Quinlan, State Director, NATIONAL FEDERATION OF INDEPENDENT BUSINESS; Robert Schaffer, representing self; michelle Braun, representing self; Thomas Porter, representing self; Frank Mineo, representing self; James Badman, representing self; Edwin Sayres, representing self

Testified as opposed:

Dale Bartlett, representing self; joanne mizell, representing self; Janie Hydrick, representing self; Leslie Knott, representing self; Don Scott, representing self; Deborah Gain Braley, representing self; Nicole Galvan, representing self; Jane Alfano Rasor, representing self; Leonard Clark Clark, representing self; Nancy Young Wright, representing self; Michael Morefield, representing self; Greg Hale, representing self; Heather LaBelle, representing self; John Wayne Gonzales, Legislative Liaison, City Of Phoenix

Support:

Christine Shearer, representing self; Mike Huckins, GREATER PHOENIX CHAMBER OF COMMERCE; Nancy Tyler, representing self; Leighton Oosthuisen, representing self; deborah schweikardt, representing self; Patrick Bray , Arizona Cattlemen's Association; Carol Mineo, representing self; vicki mineo, representing self; Gregory Harris, C.P.I. Inc.; stephen fritz, representing self

Neutral:

Gretchen Jacobs, Best Friends Animal Society

Oppose:

Kellye Pinkleton, HUMANE SOCIETY OF THE UNITED STATES; Nick Collins, representing self; Patrick Norton, representing self; Maureen Beyers, representing self; Dale Wiebusch, Legislative Associate, LEAGUE OF ARIZONA CITIES & TOWNS; Craig McDermott, representing self; Valerie DeLuccia, representing self; Robert McCormick, representing self; Bonnie West, representing self; Maja Berlin, representing self; Scott Prior, representing self; Cara Prior, representing self; Kari Nienstedt, Arizona State Director, representing self; Katherine Gross, representing self; Claudia Rhinehart, representing self; Lisa Sanzone, representing self; Josephine Sanzone, representing self; Michele Elek, representing self; Thomas Krepitch, representing self; andrea chilcote, representing self; Martha German, HUMANE VOTERS OF ARIZONA (HVA); Alison Porter, representing self; Ann Hutchinson, representing self; Karen McClelland, representing self; Linda Coy, representing self; Deborah Wilson, representing self; Marge Zylla, TEMPE, CITY OF; Karen Michael, ANIMAL DEFENSE LEAGUE OF ARIZONA; Darlene Justus, representing self; Linda Doescher, representing self; Whitney Steele, representing self; Sarah Johnson, representing self; Kelly Medley, representing self; Kristin Gwinn, representing self

All Comments:

Dale Bartlett, Self: With the Humane Society of the United States; Nick Collins, Self: Please OPPOSE this bill and any bills that are supporting the puppy mill industry in AZ.; Joanne Mizell, Self: This striker amendment already died in committee on 3/14 due to citizen outcry against. Now, it has been reintroduced in this striker amendment, which reflects poorly on our legislators, who disregard the will of the voters. I still strongly oppose!; Janie Hydrick, Self: If this is the bill to allow puppy mills, NO! I have three dogs who were horribly abused by puppy mills and had years-long recoveries physically and emotionally. Puppy mills are the greatest contributors to the euthanizing of animals in Arizona.; Craig McDermott, Self: Re: the striker; Robert McCormick, Self: I oppose because Legislators should respect the citizens of Phoenix and Tempe who do not want puppy mills to have a pipeline into their cities. Out-of-state puppy mills subjecting dogs to abuse and neglect supply pet stores, costing buyers big time.; Leslie Knott, Self: This is the second time this "strike everything" amendment has been added to a bill. The people did not want it last time. They do not want it now. Allow municipalities to ban activities that promote cruelty to animals. Please vote against SB1248.; Scott Prior, Self: Puppy mills are nothing more than profiteering off exploitation of animals. We have more than enough dogs and cats in shelters that are in need of homes. Stop puppy mills and save the shelter animals!; Don Scott, Self: Local citizens interested in their communities are being silenced. What happened to democracy? This is a special interest-driven power grab. The people have spoken: NO puppy mills - NO to pet stores peddling puppy mill animals!; Cara Prior, Self: Puppy mills are nothing more than profiteering off exploitation of animals. We have more than enough dogs and cats in shelters that are in need of homes. Stop puppy mills and save the shelter animals!; Farrell Quinlan, NATIONAL FEDERATION OF INDEPENDENT BUSINESS: NFIB strongly favors the commonsense provisions of the Barton Strike-Everything Amendment that will help combat puppy mills while protecting the ability of pet shops to operate and prosper.; Deborah Gain Braley, Self: This is wrong and should not be part of State Jurisdiction. The start of another striker bill when the 1st one was stopped is wrong too. You are showing a lot of voters a bad side of our government.; Robert Schaffer, Self: This is an important step forward for real animal welfare. Here's what Obama's USDA says on its website today: "If a facility is meeting the federal standards, USDA knows that the animals there are receiving humane care and treatment."; Mike Huckins, GREATER PHOENIX CHAMBER OF COMMERCE: Support strike-everything amendment; Michelle Braun, Self: I am for this bill. Should be my choice of where I obtain my pet...protect small business!; Thomas Porter, Self: SB1248 will reward good breeders that care about their Animals and work very hard to insure healthy, happy puppies and dogs. It also protects my individual rights to choose a safe, accountable place to shop. SB1248 helps to keep out the bad breeders; Claudia Rhinehart, Self: Not in favor of any bill that helps the puppy mill industry to thrive.; Frank Mineo, Self: This Strike-Everything Amendment is a common sense approach that protects the rights of small business, while ensuring that puppies being sold in Arizona do not come from

substandard breeders.; Nancy Tyler, Self: I support SB1248 because unfortunately these bans are trading something that is and can be regulated for something that cannot. These bans will only push consumers into purchasing via craigslist or online sight unseen creating more detrimental issues; Jane Alfano Rasor, Self: This striker was defeated once already. That is enough. It reflects poorly on the AZ Legislature to consider it as a striker again. Let it be reintroduced next session. Puppy Mills are inhumane.; Thomas Krepitch, Self: A striker amendment to usurp local control, protect a "small" business, and perpetuate the puppy mill industry? Why are we even considering this? Please do not let this bill progress any further. Thank you.; andrea chilcote, Self: I strongly oppose rescinding cities' rights to stop sale of puppies, which effectively strengthens the puppy mill trade.; Leighton Oosthuisen, Self: I encourage you to SUPPORT the preempt clause. As a breeder and trainer I support ethical responsible breeding and sale of dogs. While I support animals rescue, I also support the public's right to choose where and what they purchase.; James Badman, Self: To Committee Chairperson; My wife and I live and own small businesses in AZ. I hold and have a lot of experience with the USDA licensing process and hope I can clarify any partial or distorted information regarding being a USDA license holder.; deborah schweikardt, Self: 23 years selling exotic pets I have seen first hand how HSUS has been pushing their agenda and damaging our rights to have pets. Let the citizens of Az. choose where they get their puppies, when did pet shops become the bad guys, Please pass HB1248; Ann Hutchinson, Self: This "strike everything" bill in essence would allow puppy mill business to conduct business as they wish which would be cruelty to the dogs (or other pets). Arizonans do not support this.; Karen McClelland, Self: Vote no on the striker. Do not overturn ordinances prohibiting the sale of dogs from puppy mills. The Legislature's quest this year to be "top dog" by forbidding cities and counties to pass local ordinances is misguided. But this is animal cruelty.; Linda Coy, Self: Puppy mills profit off the misery and suffering of animals. Vote "NO" on this horrible bill that attempts to overturn the will of voters. You are not helping those of us who care for homeless pet with legislation like this.; Linda Doescher, Self: Puppy mills should not be allowed. They harm the animals by over-breeding and are only in it for the profit.; vicki mineo, Self: It should be the right of the public to be able to buy a puppy from a responsible pet store that buys from the best breeders. We work hard and diligently to be sure our breeders are treating their dogs humanely.; Gregory Harris, C.P.I. Inc.: Support with the Strike everything amendment; Kristin Gwinn, Self: Please don't be fooled by those in the pet industry. Many USDA licensed breeding facilities ARE puppy mills, this is not a measure of quality. The USDA standards are unacceptably poor and even the USDA admits they are very poorly enforced.

PLEASE COMPLETE THIS FORM FOR THE PUBLIC RECORD



HOUSE OF REPRESENTATIVES

Please PRINT Clearly

Committee on Agric. Water + Land Bill Number SB 1361
Date Mar. 17, 2016 ☐ Support ☒ Oppose ☐ Neutral
Name Elizabeth T. Woodlin Need to Speak? ☐ Yes ☐ No
Representing Arizona Heritage Alliance Are you a registered lobbyist? Yes (Volunteer)
Complete Address 3600 N. Larrea Ln. Tucson 85750
E-mail Address etwoodlin@gmail.com Phone Number (520) 298 2954
Comments: _____

FIVE-MINUTE SPEAKING LIMIT

Attachment _____

PLEASE COMPLETE THIS FORM FOR THE PUBLIC RECORD



HOUSE OF REPRESENTATIVES

Please PRINT Clearly

Committee on Agriculture Bill Number SB 1248
Date 3/17/2016 ☐ Support ☒ Oppose ☐ Neutral
Name William W. Justus Need to Speak? ☐ Yes ☒ No
Representing self Are you a registered lobbyist? NO
Complete Address 315 E. GARFIELD TEMPE AZ 85281
E-mail Address _____ Phone Number 480 5293584
Comments: Please uphold ban on selling puppies from puppy mills!

FIVE-MINUTE SPEAKING LIMIT

Attachment _____



HOUSE OF REPRESENTATIVES

SB 1248

body of water; aggregate mining
Prime Sponsor: Senator Shooter, LD 13

X Committee on Agriculture, Water and Lands

Caucus and COW

House Engrossed

Summary of the Proposed Strike-Everything Amendment to SB 1248

The proposed strike-everything amendment to SB 1248 prohibits pet stores and dealers from acquiring dogs or cats from unlicensed sources and prevents municipalities and counties from adopting or enforcing ordinances that are inconsistent with this Act.

PROVISIONS

1. Prohibits a pet store operator or dealer from obtaining a dog or cat for sale or resale from a person who is required to be licensed by the U.S. Department of Agriculture (USDA) if the person:
 - a. Is not currently licensed by the USDA;
 - b. Has committed a direct violation of USDA regulations within two years before obtaining the dog or cat;
 - c. Received an indirect no access violation on each of the two most recent inspection reports issued by the USDA; or
 - d. Committed three or more indirect non-administrative violations of USDA regulations relating to the health and welfare of the animal during the two-year period before obtaining the dog or cat.
2. Prohibits the sale and resale of dogs and cats indirectly or directly obtained from a third party source that has violated USDA regulations and is not licensed.
3. Adds that pet store operators and dealers are presumed to have acted in good faith and satisfied the requirement to ascertain if the source of the animal is in compliance with this Act by conducting a search on the Animal Care Information System maintained by the USDA.
4. Requires pet store operators and dealers to maintain records for at least two years for purposes of verifying compliance with the requirements of this Act.
5. Declares the regulation of pet dealers is a statewide concern.
6. Prohibits and preempts any municipality or county ordinance that imposes sourcing requirements on pet dealers that are more restrictive than the requirements prescribed by this Act.
7. Prohibits any local law, rule, regulation or ordinance from prohibiting the sale of dogs or cats by a pet store or dealer based on the source of the animal if obtained in compliance with this Act.
8. Allows municipalities and counties to enact and enforce ordinances that impose penalties against a pet store or dealer that is not in compliance with this Act.

Fifty-second Legislature
Second Regular Session

Agriculture, Water and Lands

SB 1248

- Current law establishes a maximum civil penalty of \$1,000 per violation (A.R.S. § 44-1799.08).

CURRENT LAW

A.R.S. Title 44, Chapter 11, Article 17 establishes regulations for pet dealers, pet store operators and for-profit retail sale of animals, excluding commercial livestock. The regulations specify the following requirements, among others:

- a. minimum sanitary conditions and nutrition standards for dogs and cats;
- b. requirements for providing housing and sufficient space for the animals;
- c. proper handling of animals with contagious diseases; and
- d. standards for veterinary care for animals received by a pet dealer.

Statute prohibits the sale of animals less than eight weeks old and requires pet dealers to maintain a written record for at least one year after each cat or dog is sold on the health, status and disposition of the animal at the time of sale.

ADDITIONAL INFORMATION

The Animal Welfare Act was signed into law by Congress in 1966 (P.L. 89-54) and is administered by the USDA. The Act requires pet dealers, animal breeders and exhibitors to be licensed, inspected and maintain compliance with applicable regulations, among other requirements.

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1248

(Reference to Senate engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 9-499.04, Arizona Revised Statutes, is amended to
3 read:

4 9-499.04. Animal control officers; appointment; authority;
5 regulation of dogs; powers and duties

6 A. Any city and town may by ordinance provide for the appointment of
7 animal control officers who may commence an action or proceeding before a
8 court for any violation of a state statute or local ordinance relating to
9 rabies and animal control ~~which~~ THAT occurs within the jurisdiction of the
10 city or town.

11 B. An animal control officer appointed pursuant to subsection A OF
12 THIS SECTION shall:

13 1. Be unarmed during the course of duties except that a small caliber
14 firearm may be available to be used in controlling vicious animals or in
15 dispatching of a wounded animal. ~~IN~~ FOR THE PURPOSES OF this paragraph,
16 "small caliber firearm" means a rifle or pistol utilizing a rimfire cartridge
17 with a caliber not to exceed twenty-two hundredths of an inch and with a
18 non-richocheting bullet or a shotgun whose bore size ~~shall~~ DOES not exceed
19 forty-one hundredths of an inch.

20 2. Be an employee of the appointing city or town.

21 C. A CITY OR TOWN MAY REGULATE THE CONTROL OF DOGS IF THE REGULATION
22 IS NOT SPECIFIC TO ANY BREED.

23 ~~E. D. SUBSECTION B OF this section shall not be construed to~~ DOES NOT
24 grant other powers or benefits to animal control officers to which peace
25 officers of this state are entitled.

1 Sec. 2. Section 11-1005, Arizona Revised Statutes, is amended to read:

2 11-1005. Powers and duties of board of supervisors

3 A. Each county board of supervisors may:

4 1. Designate or employ a county enforcement agent. If such
5 designation or employment is not made, the county sheriff shall be the county
6 enforcement agent, but nothing in this article shall be deemed to prevent the
7 county board of supervisors from designating or employing a county
8 enforcement agent at any time it is deemed necessary or advisable.

9 2. Provide the county enforcement agent with such personnel and
10 equipment as are necessary to enforce ~~the provisions of~~ this article and the
11 rules adopted under this article.

12 3. Contract with any city or town to enforce the provisions of any
13 ordinance enacted by such city or town for the control of dogs IF THE
14 PROVISIONS ARE NOT SPECIFIC AS TO ANY BREED.

15 4. For the unincorporated areas of the county, by ordinance, regulate,
16 restrain and prohibit the running at large of dogs, except dogs used for
17 control of livestock or while being used or trained for hunting.

18 5. For the unincorporated areas of the county, by ordinance, regulate,
19 restrain and prohibit the excessive and unrestrained barking of dogs.

20 6. Establish either:

21 (a) Criminal penalties not to exceed the penalties for a class 2
22 misdemeanor for violation of an ordinance adopted pursuant to paragraph 4 or
23 5 OF THIS SUBSECTION.

24 (b) Civil penalties for violations of an ordinance adopted pursuant to
25 paragraph 4 or 5 OF THIS SUBSECTION, not to exceed five hundred dollars for
26 each violation.

27 B. Fines received for violation of an ordinance adopted with a
28 criminal penalty pursuant to subsection A, paragraph 6, subdivision (a) OF
29 THIS SECTION shall be deposited in a special, permanent, nonlapsing and
30 nonreverting county fund to be used solely for the operation of the county
31 enforcement agency.

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1 4. THE PERSON COMMITS THREE OR MORE INDIRECT VIOLATIONS OF THE PET
2 DEALER REGULATIONS OF THE UNITED STATES DEPARTMENT OF AGRICULTURE DURING THE
3 TWO-YEAR PERIOD BEFORE OBTAINING THE DOG OR CAT FOR VIOLATIONS RELATING TO
4 THE HEALTH OR WELFARE OF THE ANIMAL AND THE VIOLATIONS WERE NOT
5 ADMINISTRATIVE IN NATURE. THE INDIRECT VIOLATIONS DESCRIBED IN THIS
6 PARAGRAPH DO NOT INCLUDE A VIOLATION DESCRIBED IN PARAGRAPH 3 OF THIS
7 SUBSECTION.

8 B. A PET STORE OPERATOR OR PET DEALER MAY NOT OBTAIN A DOG OR CAT FOR
9 RESALE OR SELL OR OFFER FOR SALE ANY DOG OR CAT OBTAINED FROM A PERSON WHO
10 DIRECTLY OR INDIRECTLY OBTAINED A DOG OR CAT FROM A PERSON DESCRIBED IN
11 SUBSECTION A OF THIS SECTION. A PET STORE OPERATOR OR PET STORE DEALER SHALL
12 BE PRESUMED TO HAVE ACTED IN GOOD FAITH AND TO HAVE SATISFIED ITS OBLIGATION
13 TO ASCERTAIN IF A PERSON MEETS THE CRITERIA DESCRIBED IN SUBSECTION A BY
14 CONDUCTING A SEARCH ON THE ANIMAL CARE INFORMATION SYSTEM SEARCH TOOL
15 MAINTAINED BY THE UNITED STATES DEPARTMENT OF AGRICULTURE WHEN PLACING AN
16 ORDER TO OBTAIN A DOG OR CAT FOR SALE OR RESALE.

17 C. NOTWITHSTANDING SUBSECTIONS A AND B OF THIS SECTION, A PET STORE
18 OPERATOR OR PET DEALER MAY OBTAIN A DOG OR CAT FOR RESALE OR SELL OR OFFER
19 FOR SALE ANY DOG OR CAT OBTAINED FROM A PUBLICLY OPERATED POUND OR A PRIVATE,
20 CHARITABLE NONPROFIT HUMANE SOCIETY OR FROM ANY ANIMAL ADOPTION ACTIVITY
21 CONDUCTED BY A POUND OR HUMANE SOCIETY.

22 D. A PET DEALER SHALL MAINTAIN RECORDS VERIFYING ITS COMPLIANCE WITH
23 THIS SECTION FOR AT LEAST TWO YEARS AFTER OBTAINING THE DOG OR CAT TO BE SOLD
24 OR OFFERED FOR SALE.

25 44-1799.11. Pet dealer regulation: state preemption

26 THE REGULATION OF PET DEALERS IS A MATTER OF STATEWIDE CONCERN. A
27 CITY, TOWN OR COUNTY MAY ENACT OR ENFORCE AN ORDINANCE TO ENFORCE THE
28 SOURCING PROVISIONS OF SECTION 44-1799.10 AGAINST A PET STORE OR PET DEALER
29 THAT VIOLATES THE SOURCING REQUIREMENTS OF 44-1799.10 BY IMPOSING A PENALTY
30 PERMITTED BY SECTION 44-1799.08. ANY LOCAL LAW, RULE, REGULATION OR
31 ORDINANCE THAT IMPOSES SOURCING REQUIREMENTS ON PET DEALERS THAT ARE MORE

House Amendments to S.B. 1248

1 RESTRICTIVE THAN THE SOURCING REQUIREMENTS OF SECTION 44-1799.10 IS
2 PREEMPTED. ANY LOCAL LAW, RULE, REGULATION OR ORDINANCE MAY NOT DIRECTLY OR
3 INDIRECTLY PROHIBIT OR BE APPLIED TO PROHIBIT THE SALE OF DOGS OR CATS BY A
4 PET STORE OR PET DEALER, EXPRESSLY OR IN EFFECT, BASED ON THE SOURCE FROM
5 WHICH THE ANIMAL IS OBTAINED IF OBTAINED IN COMPLIANCE WITH SECTION
6 44-1799.10."

7 Amend title to conform

BRENDA BARTON

1248BARTON SE2
03/15/2016
03:10 PM
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ARIZONA HOUSE OF REPRESENTATIVES
Fifty-second Legislature - Second Regular Session

ROLL CALL VOTE

COMMITTEE ON AGRICULTURE, WATER AND LANDS BILL NO. SB 1248

DATE March 17, 2016 MOTION: DPA SE

	PASS	AYE	NAY	PRESENT	ABSENT
Mrs. Benally			✓		
Mrs. Cobb		✓			
Ms. Fann	✓	✓			
Mrs. Gabaldón			✓		
Mr. Montenegro		✓			
Ms. Otondo			✓		
Mr. Pratt					✓
Mr. Shope		✓			
Mr. Mitchell, Vice-Chairman		✓			
Mrs. Barton, Chairman		✓			
		6	3	0	1

APPROVED:

Brenda Barton
BRENDA BARTON, Chairman
DARIN MITCHELL, Vice-Chairman

April Riggins
COMMITTEE SECRETARY

ATTACHMENT 5

Press Release SB 1248

April Riggins

From: Stephanie Grisham
Sent: Thursday, March 17, 2016 8:05 AM
To: Stephanie Grisham
Subject: Statement from Rep. Barton

FOR IMMEDIATE RELEASE

STATEMENT FROM REPRESENTATIVE BARTON

STATE CAPITOL, PHOENIX (Thursday, March 17, 2016) --“I have proposed the amendment to SB 1248 in response to the ordinances from various municipalities that restricts the way pet stores can find adoptable puppies or kittens and limits the avenues pet stores can find homes for dogs or cats.

According to the ordinances the pet stores can only sell puppies or kittens that are brought in from animal shelters. There would be no other options for puppies or kittens to be provided to the stores. These resolutions not only greatly hinder the proper economic growth by limiting the inventory of the pet stores but also inhibit puppies from breeders to find loving homes thru the pet stores. This puts an unneeded burden on the stores and will severely harm the business.

The amendment will allow the stores to continue to have a flourishing business while also providing families with wonderful dogs and cats. The store can still receive a dog or cat from an animal shelter but if it chooses not to the dog or cat must be bought from sellers that adhere to the United States Department of Agriculture guidelines under the Animal Welfare Act ensuring the safety of the puppy or kitten.

This issue is dear to my heart and I am determined to find the best possible solution. While this amendment I believe is a step in the right direction, over the interim I will be working tirelessly to make sure the situation is resolved and perfected.”

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MEDIA CONTACT:

Stephanie Grisham
Press Secretary
Arizona House of Representatives – Republican Caucus
sgrisham@azleg.gov
602.926.5518 (office)
480.707.7434 (cell)

Puppies 'n Love

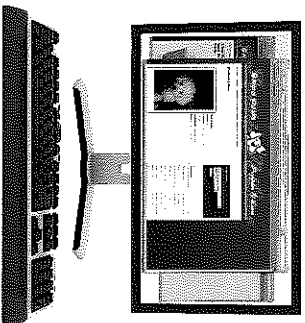
Arizona Mills Mall
Animal Kingdom
1000 AZ Mills Circle
Tempe, AZ 85282
480-831-2877

Puppies 'n Love

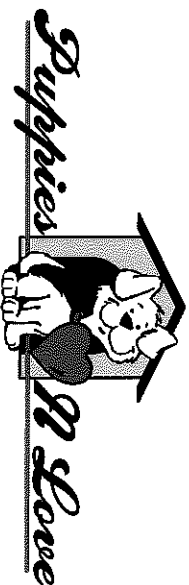
Tucson Mall
Animal Kingdom
4500 N Oracle Rd
Tucson, AZ 85705
520-408-1750

Puppies 'n Love

Search all of our available puppies, view pictures, birthday information, store locations, and more!



www.animalkingdomaz.com



Animal Kingdom and Puppies 'n Love	Unlicensed, Internet, and Backyard Breeders	Other Pet Stores
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> All puppies have been examined by two different licensed veterinarians and include a complimentary post-purchase vet exam.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> All puppies are fed Earthblend Super Premium Dog Food.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Complete, up-to-date vaccinations.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Our puppies are selected from inspected, USDA licensed breeders and inspections are personally reviewed by our staff
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> 15 day "Parasite to Parvo" health assurance plan.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Comprehensive 5 year * Hereditary Health Plan.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> 99% of all our customers never have to activate the hereditary warranty due to our rigorous screening process.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Puppies are exercised and interact socially with our other puppies, staff, and our many customers daily.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Several easy payment plans so your new companion is affordable.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> We offer the <i>Homes for Life</i> Pet Placement Program.
Optional		
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> We offer an optional <i>Animal Replacement Policy</i> in case of an accident.
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> We offer optional major medical surgery coverage.

* Hereditary health plan is extended to 5 years when fed Earthblend Super Premium food.

Date of Birth

Pet Specialist

1.D.#



our Puppies Come

Attachment 7

Our Mission

We promote the highest standards in animal welfare by committing ourselves 100% to the puppies in terms of their health, safety and well-being, by nurturing each individual animal while they are in our care, and encourage responsible pet ownership through education and knowledge.

We will also provide friendly, knowledgeable service to our customers and proudly inform them of the exceptional care and health plans we provide for our companion animals. We listen to each customer's wants and needs to be sure they match the needs and requirements of the pets.

A Little Bit About Us

Animal Kingdom and Puppies 'N Love are a Phoenix, Arizona based, family owned and operated company that have been in the retail pet business for over 40 years. We have built our reputation by providing quality pets to our customers and standing behind them in every way possible.

It's important to us to offer you quality, peace of mind, and the confidence that goes along with knowing that when you purchase one of our puppies, you will receive the best service and over-all protection available.

The Puppy Process

How We Choose

We insist in purchasing only the highest quality companions. All of our puppies come from USDA licensed and inspected breeders or from hobby breeders. A hobby breeder is a breeder that has four or less adult females. Licensed breeders must meet or exceed the standards set forth and enforced by the USDA. Our breeders far exceed USDA requirements.

Before purchasing from a breeder, our company researches them and hand selects only those who meet our high standards. We scrutinize USDA inspection reports in addition to doing our own research on our breeders. We inspect our breeders' kennels and have longstanding relationships with many of them. Aiding in the selection process is our knowledgeable staff. Since they interact with the customers in our stores on a daily basis, they know what the public is looking for in a puppy and relay that information to the Breeder Relations Manager. You can be confident in knowing that your puppy has been hand selected from a responsible breeder. Once we decide to use a breeder, our puppies travel here in custom designed delivery vehicles that have air cleaning and ventilation

systems, onboard clean water systems, advanced air temperature control systems, and are kept extremely clean. There are also always two delivery drivers on board who are trained Animal Care Technicians.

Caring for the Puppies

We own and operate our own veterinary clinic exclusively for the purpose of examining and evaluating our puppies. All puppies are given a thorough veterinarian examination at our clinic before they become available to the public. Our veterinarians will not accept any puppy for reasons of health or physical impairments. Each puppy is also given up-to-date vaccinations and a preventative worming treatment.

Arizona State Licensed Veterinarians visit our stores on a consistent basis performing follow-up examinations to ensure the puppies optimum health. Each of our stores also employ Animal Care Technicians whose position requires them to ensure the puppies are eating appropriately, administer up-to-date vaccinations, provide medications if necessary, monitor and document bowel movements, groom and examine each puppy daily, and actively maintain our sanitation guidelines. All kennels, water bottles, and food dishes are sterilized daily with an antiviral, antibacterial disinfectant.

Every puppy purchased also receives a veterinary exam free of charge, by one of our many referral veterinarians. Plus, all of our puppies come with the most comprehensive health plan available today.

Customer Purchase

Upon purchase of a puppy, the new owner receives a packet of information with its Adoption Health Record, Shot Record, Veterinarian Examination Statement, breeding history, registration (for example: American Kennel Club, United Kennel Club, and American Canine Association), and even some animal safety tips for the hot Arizona summer. You will also receive a series of four training videos to help ensure your success with your new best friend. We make sure that new pet owners know what we know.

What about puppies that don't sell, you ask? Our puppies always sell. After a certain amount of time, we reduce the selling price to ensure that every puppy is placed into a good home during their most formative and bonding stages of life.

Community Involvement

Microchipping

Each puppy we sell has a microchip (about the size of a grain of rice) underneath the skin. This chip contains

an ID number. If your puppy gets lost, the person who found the animal can then call the microchip company and report the lost pet. In return, the company calls the owner and informs them. Vets and shelters will scan an animal to make sure that it is returned to its owner. Because of this, it's always important that you keep your contact info updated after the initial registration.

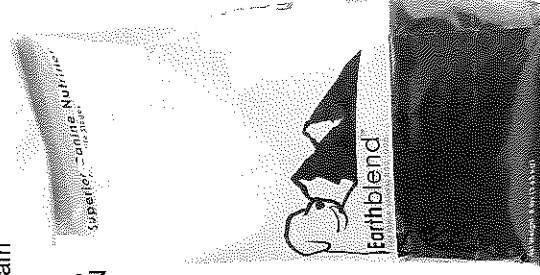
Spaying & Neutering Your Pets

Our stores are advocates for spaying and neutering pets. Spaying/neutering is important because it decreases the number of animals that could eventually become strays and therefore be put into shelters and potentially euthanized. It also helps stop the transmission of diseases. Research has shown that spayed/neutered pets also live longer, and may be less likely to roam or become aggressive.

To put power behind the cause, Animal Kingdom and Puppies 'N Love give customers incentive to spay or neuter by offering a free 20lb bag of dog food.

Local No-Kill Animal Shelters

Keeping local "No-kill" animal shelters running is an important part of caring for animals left behind. The company donates its natural, healthy dog food from its brand "Earthblend" to these shelters to aid their efforts in keeping animals alive, healthy and happy.



Homes for Life Pet Placement Program

We are passionate about doing our part to prevent pet homelessness, and will see to it that our pets don't end up homeless or burden an animal shelter.

We know that our customers have every intention of properly caring for their pets. Occasionally, circumstances arise making it difficult for pet owners to fulfill that obligation. In the event of this unfortunate circumstance, we encourage customers to let Animal Kingdom & Puppies 'N Love help place their pet by spreading the word through our 100 plus employees, their families and friends, as well as our network of local veterinary clinics and their employees.

